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**ADVANCED PRACTICE COMMITTEE Minutes**  
**(Approved February 24, 2014)**

The Advanced Practice Committee held a meeting on November 4, 2013 at 6:00 p.m., RM 347 McDowell Hall, College of Health Sciences, University of Delaware, 25 North College Avenue, Newark, DE.

**PRESENT:** Megan Williams, Sandy Elliott, Delphos Price, Robert McKennett, Cindy Drew, JoAnn Baker (telephonic), Allen Prettyman, Candace Sandal, Leslie Verucci, Ron Castaldo

**ABSENT:** Cindy Cunningham, Jean Gallagher

**GUESTS:** Brian Posey, Al Sandal, Susan Petrillo, Sheri Smith, Daniela Tocci, Beth Euston, Dona Campaelli, Shylah Haldeman, Sarah White, Tania Jenkins, Kelly Leedy, Lindsay Ogden, Rebecca Sanfo

**PRESIDING:** Delphos Price

**STAFF:** Pamela Zickafoose, Executive Director, Delaware Board of Nursing

**CALL TO ORDER:** Mr. Price called the meeting to order at 6:19 p.m.

**REVIEW OF MINUTES:** Minutes from September 30, 2013 were reviewed. Mr. Price and Mr. Castaldo made corrections on pages one and two. Dr. Prettyman made a motion to accept the minutes as corrected, seconded by Ms. Drew. By unanimous vote, the motion carried.

**NEW BUSINESS:**

**Meeting with Brian Posey and others**

Ms. Williams introduced Mr. Posey. He stated he met Ms. Williams about 6 months ago and has been in DE since 1999. In 2001 he assumed the role of Associate State Director, Advocacy with AARP Delaware. In this role, he has worked with AARP for the removal of barriers for APNs across the US. With the Affordable Care Act getting a lot of national attention there are increased pressures for healthcare providers to provide care in a timely fashion. The AARP supports the Consensus Model and they are trying to equip APNs to be able to do what they are trained to do. There are 172,000 AARP members in DE. He believes they want to see change happen and many are willing to volunteer to go to Leg Hall to speak and provide testimony. With the support of the national office he will work closely with and support this committee to bring forward

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legislation. Ms. Williams commented that Mr. Posey is well aware of the political climate in DE. Mr. Posey replied that the population shift in DE is dramatic as many older adults want to move to and live in DE. The projection is that by 2030 there will be over 100,000 people over 65 years of age living in DE. He believes there will be enough business to go around for everybody.

Dr. Prettyman commented the committee wanted to hone the message for legislators to be short and reasonable and he added we have the support of Senator Hall-Long. Members discussed barriers to implementation of the Consensus Model and added that patients are in favor of the model. Their personal stories would elevate the strength of the argument for the model. Mr. Posey added that since this is a national theme across the country he would look at AARP language that could be helpful. Ms. Verucci stated the biggest opposition we have heard so far is toward elimination of the collaborative agreement with physicians. She reiterated the message that APNs and physicians must collaborate but a piece of paper is not needed for licensure purposes although it is certainly acceptable if employers want some type of contract or agreement. Mr. Posey stated it is important for them to understand what APNs do and it is also important for APNs to contact their legislators. Five to ten calls to your legislator are quite effective and they prefer to hear from their constituents. Ms. Sandal asked if AARP had an "official position" on the Consensus Model and Mr. Posey said their policy permits support of the Consensus Model so they could develop a position statement.

Mr. Castaldo questioned the financial component especially with a lobbyist and media campaign. He stated it is smart to have a strategic plan especially to address any immediate concerns that may arise. Mr. Posey offered to provide a condensed version of the AARP Training for Advocacy Campaigns called Direct Action Organizing to members of this group, stating this would address barriers, messaging, rebuttals and identification of decision makers. He will coordinate this with Ms. Williams. Ms. Verucci stated we have tried to have one message and one voice. Dr. Zickafoose stated Mr. Collins had a meeting with Mr. Thompson from the MSD and DPR is facilitating a small meeting to discuss components of the Consensus Model. Mr. Price commented he spoke with Dr. Fan about disciplining nurses saying the Board of Nursing is very strict on licensure and who they allow to practice in the state. Mr. Price also had the opportunity to speak with Mr. Thompson at Senator Hall-Long's fundraiser and they agreed a meeting was needed.

Members discussed several educational issues. One issue is that physicians do not understand the difference between NPs and PA's and that physicians do not supervise APNs. Ms. Elliott stated physicians collaborate all the time but it is not tied to their licenses. Ms. Drew stated physicians think a nurse will "put a shingle out and go rogue" but APNs can do that now. Dr. Zickafoose commented that education is needed to differentiate a LPN from an APN, and the ANA has a nice brochure that DNA requested copies for use at Leg Hall. She added that Mr. Collins believes we need to provide scope of practice education. Mr. McKennett stated this is all about power and no matter how much education we provide, the physicians will be against this legislation. Mr. Posey stated that even the right argument may lose the battle and if power is the deciding factor, they won't give it up. Ms. Verucci stated she spoke with Secretary Langraf and we still need to facilitate a meeting with Jill Rogers, Dr. Fan, Dr. Rattay and Ms. Langraf. This will be done after the MSD meeting. Mr. Castaldo suggested using the Delphi technique

with 2-5 rounds of comments to determine the biggest opposition to the Consensus Model with the goal of determining what we all can live with to achieve consensus.

Mr. Posey summarized the conversation and stated we need to get something back if we give up something and we need to stop negotiating against ourselves by making changes in the legislation. Ms. Williams added that the draft statute was reviewed by AARP and several other national organizations and they had no recommended changes. Mr. Posey added that often people will say they want to meet and then hold off until the end of the legislative session and therefore nothing is accomplished. He also stated it is unlikely the physicians will ever change and support us and then he questioned who we would put before the Senate to sway the legislators. He believes we need to move forward this legislative session with the Consensus Model. Another fact is that there are 17 states and Washington, DC who have adopted the model so it has a proven track record.

In conclusion, Mr. Posey stated the legislators care about what people think and they really want to hear from their constituents. Ms. Verucci commented she was surprised there were no responses to Ms. Carmody's letter to the editor in the News Journal and this may be good or bad news. Ms. Elliott asked if patients should testify and Mr. Posey said they should. Mr. Price suggested Mr. William Mahon as a patient who might testify. Mr. Posey left the meeting. Ms. Baker added she had not contacted Dr. Ratty for a meeting pending the outcome of the MSD meeting. Ms. Verucci stated Dr. Kuhn is the new chair of the Academy of Medicine and this meeting was also on hold. Ms. McDonald was not present so there was no update on her meeting with Dr. Paul.

#### **UNFINISHED BUSINESS:**

##### **Consensus Model Education- Meetings with Stakeholders Updates**

See above. Mr. McKennett stated he has a meeting scheduled with Mr. Lakeman, Sr. VP for Government Relations at Bayhealth, on November 20<sup>th</sup>.

##### **Insurance Commission**

Mr. Castaldo reported he sent several emails but has not heard back from the DE Department of Insurance nor Gene Reed and Paul Reynolds. He stated Senator Hall-Long offered to assist by having her assistant send an email to Karen Weldin-Stewart. Mr. Castaldo will contact Ms. Williams, Dr. Prettyman, and Mr. Price to attend the meeting with him when it is scheduled.

##### **Legislative Outreach Report-Meetings with Legislators Updates**

DANA will have their legislative day in January and they will provide water and nutritious snacks for the legislators. Mr. Price asked Mr. Castaldo to coordinate the meetings at Leg Hall again this year starting in January.

##### **Licensee Question**

Dr. Zickafoose stated she has an application for APN licensure from a person who graduated over 10 years ago, was never licensed, and this person did not have the 3 P courses back then. The applicant intends to open her own mental health practice yet her degree is a Health Promotion and Wellness CNS. Dr. Zickafoose stated there were several issues with this application including there was no national certification exam, she was never fully licensed in DE, the applicant does not meet the 1500 hour practice requirement in the past 5 years, and she did not have the 3 P courses. The applicant has

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contacted local schools and plans to go back for the 3 P courses this spring. Members discussed how much APN education has changed in the past ten years. Dr. Prettyman made a motion to recommend denial of licensure stating the person needed to go back to school and get a psychiatric NP education in addition to the 3 P courses, seconded by Mr. McKennett. By unanimous vote, the motion carried.

**Statute**

Mr. Price informed the committee that regulatory changes will be recommended at the Board of Nursing meeting to strengthen the educational component of the rules. Dr. Zickafoose commented the rules in Section 8 have not been touched since 2005 and there are some changes needed now that would not require statutory changes. Specifically, the rules were compared with the NCSBN model rules and changes were recommended. Dr. Zickafoose read each changed section and received input from the committee members whether to keep, delete or revise the language. Members discussed clinical practice hours for licensure, endorsement and reinstatement as well as that the temporary permit is not needed as nurses need to have national certification. Various specialty certification procedures were reviewed and members agreed to accept whatever the national certification body requires for recertification as a measure to meet the practice hours. If there is no measure for recertification, the nurse must go back to school. Mr. McKennett stated a formerly licensed CRNA whose license lapsed would have to complete a specific number of hours of supervised practice with him and this would be accomplished in a student role, not a licensee role, so no temporary permit was needed. APN committee members agreed. They also discussed the model rules for CE for endorsement and determined this was also not needed. Dr. Zickafoose will make the necessary changes and Mr. Price will submit to the Board at their next meeting for review.

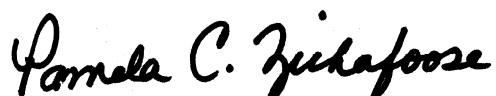
**OTHER BUSINESS (for discussion only):**

**PUBLIC COMMENT:** None. All guests were students from the University of Delaware. Committee members stated they were glad to see the students attended because they are the future of nursing.

**NEXT MEETING – December 9, 2013 at 6 PM Conference Room A, Cannon Building in Dover.**

**ADJOURNMENT –** The meeting was adjourned at 8:22 p.m.

Respectfully Submitted,

A handwritten signature in black ink that reads "Pamela C. Zickafoose". The signature is written in a cursive, flowing style.

Pamela C. Zickafoose, EdD, MSN, RN, NE-BC, CNE  
Executive Director, Delaware Board of Nursing